

COMMISSION REGULATION (EEC) No 840/92**of 1 April 1992****concerning the classification of certain goods in the combined nomenclature**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2658/87⁽¹⁾ on the tariff and statistical nomenclature and on the Common Customs Tariff, as last amended by Regulation (EEC) No 627/92⁽²⁾, and in particular Article 9,

Whereas in order to ensure uniform application of the combined nomenclature annexed to the said Regulation, it is necessary to adopt measures concerning the classification of the goods referred to in Annex to this Regulation;

Whereas Regulation (EEC) No 2658/87 has set down the general rules for the interpretation of the combined nomenclature and these rules also apply to any other nomenclature which is wholly or partly based on it or which adds any additional subdivisions to it and which is established by specific Community provisions, which a view to the application of tariff or other measures relating to trade in goods;

Whereas, pursuant to the said general rules, the goods described in column 1 of the table annexed to the present

Regulation must be classified under the appropriate CN codes indicated in column 2, by virtue of the reasons set out in column 3;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Nomenclature Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The goods described in column 1 of the annexed table are now classified within the combined nomenclature under the appropriate CN codes indicated in column 2 of the said table.

Article 2

This Regulation shall enter into force on the 21st day after its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 1 April 1992.

For the Commission

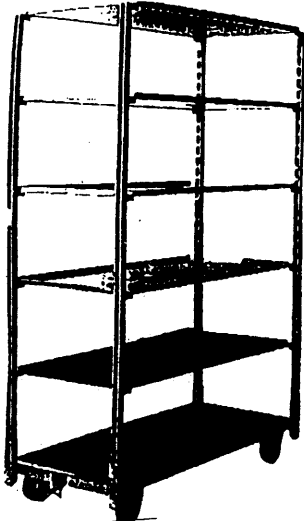
Christiane SCRIVENER

Member of the Commission

⁽¹⁾ OJ No L 256, 7. 9. 1987, p. 1.

⁽²⁾ OJ No L 68, 13. 3. 1992, p. 9.

ANNEX

Description	Classification CN code	Reasons
(1)	(2)	(3)
Samples of perfume paste on a support of printed publicity material	3303 00 10	Classification is determined by General Rules 1 and 6 for the interpretation of the combined nomenclature, note 2 to Section VI, note 2 to Chapter 33 and the wording of CN codes 3303 00 and 3303 00 10
Mobile shelving unit of a height up to 2 250 mm, consisting of a base mounted on four small wheels, with four steel corner supports and at least two wooden shelves. The mobile shelving unit is generally used during the transport and for storage of goods sold by florists	9403 20 99	Classification is determined by General Rules 1, 3 (b) and 6 for the interpretation of the combined nomenclature, note 2 to Chapter 94 and the wording of CN codes 9403, 9403 20 and 9403 20 99
(Mobile shelving unit : See photo (1))		Classification as a container is precluded because the shelving unit is open all sides
		

(1) Photo is of a purely illustrative nature.